

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

In re application of:	:		
Dmitry I. Belov	:		
	:		
Conf. No.: 8494	:	Group Art Unit:	3714
	:		
Appln. No.: 10/785,161	:	Examiner:	Kathleen Moser
	:		
Filing Date: February 23, 2004	:	Attorney Docket No.:	029279-5001
	:		
Title:	:		
	:		
METHOD FOR ASSEMBLING SUB-POOL OF TEST QUESTIONS	:		

**DECLARATION UNDER 37 C.F.R 1.132**

I, ALISON B. WEISBERG, hereby declare the following:

1. I am an attorney of record in the above-referenced application.
2. I prepared and filed on September 9, 2004, an Information Disclosure Statement in connection with this application.
3. In preparing the Information Disclosure Statement, I listed an article entitled Belov, D. and Armstrong, R.D., *A Stochastic Search for Test Assembly, Item Pool Analysis, and Design*, ("Stochastic Search"). The form of the article I reviewed upon listing it included a reference to "04-01".
4. At the time of preparing and filing the Information Disclosure Statement, I believed that "04-01" referred to a publication date of January 2004 and, thus, listed January 2004 as the publication date of the Stochastic Search in the Information Disclosure Statement.
5. I now understand that "04-01" is a shorthand way for the Law School Admission Council, assignee of the present application, to indicate the publication year and the report number. In this case, I understand "04-01" refers to the first report of 2004 presented at the LSAC meeting on March, 2004.

6. At the time of preparing the Information Disclosure Statement, I also listed an article entitled, Ronald Armstrong and Dmitry Belov, "The Maximum Number Of Non-Overlapping Linear Tests From an Item Pool" ("Non-Overlapping Linear Tests"). The form of the article I reviewed upon listing it included a reference to "03-04".

7. At the time of preparing and filing the Information Disclosure Statement, I believed that "03-04" referred to a publication date of April 2003 and, thus, listed April 2003 as the publication dated of the Non-Overlapping Linear Tests in the Information Disclosure Statement.

8. I now understand that "03-04" meant the fourth report of 2003 similar to above and it was presented at the LSAC meeting in March 2003. The Non-Overlapping Linear Tests was published having the title "A Method for Determining the Maximum Number of Non-Overlapping Linear Tests Forms That Can Be Assembled From an Item Pool".

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code, and that such willful statements may jeopardize the validity of the application or any patent issued thereon.

Dated: June 16, 2009

/Alison B. Weisberg/  
Alison B. Weisberg, Reg. No. 45,206

**LAW SCHOOL ADMISSION COUNCIL  
TEST DEVELOPMENT AND RESEARCH COMMITTEE**

**March 26, 2004**

**Dallas, Texas**

**MINUTES**

Present were: committee members, Daniel R. Ortiz (Chair), George L. Dawson, Donna Claxton Deming, John M. Law, Veryl V. Miles, Nell Jessup Newton, Robert M. Saltzman, Athornia Steele, Joyce S. Sterling, Steven L. Willborn, Julia A. Yaffee, Sarah Zearfoss; LSAC Chair, Richard D. Geiger; Trustee Liaisons, Phoebe A. Haddon, Kristine S. Knaplund; and LSAC Staff, Richard W. Adams, Arthur S. Denner, Ann M. Gallagher, Peter J. Pashley, Lynda M. Reese, Stephen T. Schreiber, Philip D. Shelton, James M. Vaseleck, and Gita Z. Wilder. Unable to attend was: Victor B. Flatt.

**I. PRELIMINARY MATTERS**

**A. Introductory Remarks by the Committee Chair**

**B. Approval of Minutes**

**C. Report from the LSAC Chair**

**D. Report from the LSAC President**

## **II. ACTION ITEMS**

### **A. Skills Analysis and New Item Type Development**

### **B. Scored Writing Assessment**

**C. Skills Readiness Inventory Subcommittee Request for Additional Funding**

#### **D. Approval of Reports**

NOTE: The LSAC Board of Trustees, at its meeting of May 2–3, 1997 unanimously adopted the following resolution:

Resolved: The Board of Trustees delegates to the Test Development and Research Committee final approval to publish LSAC Research and Statistical Reports, Computerized Testing Reports, and LSAT Technical Reports.

##### **1. Internal Reports**

- a. *A Stochastic Programming Approach to Test Assembly and Item Pool Analysis and Design*, Dmitry Belov, LSAC, and Ronald D. Armstrong, Rutgers University

##### **2. External Reports**

- a. *A Report on the Inclusion of Diverse Speakers on the LSAT Listening Comprehension Assessment: A Survey of the Literature with Recommendations*, Stephanie M. Strassel, Linguistic Data Consortium
- b. *Group Learning Contexts and Processes Within Law Schools*, Dorothy H. Evensen, The Pennsylvania State University
- c. *Equating an Adaptive Test to a Linear Test*, Wim J. van der Linden, University of Twente
- d. *A Comparison of Item-Selection Methods for Adaptive Tests with Content Constraints*, Wim J. van der Linden, University of Twente
- e. *Evaluating Equating Error in Observed-Score Equating*, Wim J. van der Linden, University of Twente
- f. *Violations of Ignorability in Computerized Adaptive Testing*, Cees A. W. Glas, University of Twente

- g. *Investigating the Quality of Items in CAT Using Nonparametric IRT*, Rob R. Meijer, University of Twente

**E. Replenishment of Grants Subcommittee Funds**

**III. DISCUSSION ITEMS**

**A. Subcommittee/Work Group Reports**

**B. Score Cancellation Reports**

**C. *After the JD* Project**

**D. GLBT Survey Research Project**

**IV. REPORT ITEMS**

- A. Recent LSAT Demographic and Performance Trends
- B. LSAC Volume Report
- C. Fund to Enhance Education on the LSAT



**D.** Status of the LSAC Research Reserve Fund

**E.** Correspondence related to a December 2003 LSAT Item

**F.** Discretionary Authorizations for Expenditures from the Research Fund

There have been no such expenditures since the last Test Development and Research Committee meeting.

**V. ADJOURNMENT**